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PUBLIC RECORDS LEON CNTY FL
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DAVE LANG, CLERK OF COURTS



BK: R2312 PG: 02271

IN THE SECOND JUDICIAL CIRCUIT OF
THE STATE OF FLORIDA

CHAMBERS OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER NO: 99-11

IN RE: 48-HOUR CIVIL PURGE HEARINGS IN LEON COUNTY

FILED
33 NOV -1 PM 26
CLERK OF THE COURT
LEON COUNTY, FLORIDA

WHEREAS, Florida Family Rule of Procedure 12 615, was "created to assist the court in ensuring that the due process rights of alleged contemnors are protected", and

WHEREAS, the rule specifically authorizes a writ of bodily attachment upon a failure to appear but states a person "may be held in jail up to 48 hours before a hearing is held", and

WHEREAS, upon a failure to appear, or if after a full hearing there is deferred incarceration beyond 48 hours, the rule states, "upon incarceration, the contemnor must be brought before the court within 48 hours", and

WHEREAS, all affected agencies and personnel in Leon County would greatly benefit from a uniform procedure to ensure hearings occur as required by rule,

THEREFORE, IT IS ORDERED:

- 1 Effective November 8, 1999, the jail shall schedule and bring forth to appear (video is authorized) arrestees on any Leon County family support writ who have failed to purge out of jail
- 2 The location shall be the First Appearance Courtroom of the Leon County Courthouse daily Monday through Friday at 8 30 a m
- 3 The jail list shall be finalized at 5 a m daily
- 4 Hearing Officers for Leon County shall ensure coverage for the hearings as approved by the Family Division Administrative Judge, or in the absence thereof, by the Chief Judge The schedule of coverage shall be submitted to the Court Administrator
- 5 The clerk shall pull files, prepare minutes, and record proceedings
- 6 The jail and clerk shall cooperate with hearing officers, judges, or the public in making the jail list available
- 7 Weekend/ holiday coverage and procedure shall be as for weekend/holiday first appearances





8 The purpose of the 48-hour hearing is to provide the alleged contemnor with all rights to a hearing as provided in Rule 12 615 Nothing herein precludes a continuance of the required purge hearing as long as the 48-hour limit is met Nothing herein precludes further review of a case as requested by an assigned judicial officer

9 All released persons on a writ shall be set for review and sign notice to attend court in the manner authorized by the family division Any such notice shall conform to Rule 12 615 The clerk shall ensure that a supply of forms as approved by the Family Division Administrative Judge are kept available for use by the jail or court, as circumstances require

10 The scheduling of appearances by out-of-town arrestees on Leon County writs shall be on a case-by-case basis Telephone appearances are encouraged

DONE AND ORDERED in Chambers at Tallahassee, Leon County Florida, this 1st
day of November, 1999


KATHLEEN F. DEKKER
ADMINISTRATIVE JUDGE
FAMILY DIVISION


GEORGE S. REYNOLDS, III
CHIEF JUDGE

copies furnished to
All Judges/hearing officers/general masters
Clerk of Court
Court Administrator
Leon County Jail

